

Appl. No.: 09/709,772
Amdt. dated: 6/8/2005
Reply to Office Action of February 8, 2005

REMARKS

Upon entry of the instant amendment, claims 1-3 and 7 are pending. Claim 1 has been amended to more particularly point out the applicant's invention. It is respectfully submitted that upon entry of the instant amendment and consideration of the remarks below, the application is in condition for allowance.

CLAIM REJECTIONS – 35 U.S.C. § 112

Claims 1-7 have been rejected under 35 U.S.C. § 112, second paragraph, for being indefinite for failing to particularly point out and distinctly claim the subject matter which the applicant regards as the invention. The basis of the rejection related to the recitation of "a remote device." Claim 1 has been amended to recite a remote control device.

CLAIM REJECTIONS – 35 U.S.C. § 102

Claims 1-7 have been rejected under 35 U.S.C. § 102(e) as being anticipated by Reinold, et al., U.S. Patent No. 6,185,305. In order for there to be anticipation, each and every one of the elements of the claims must be contained in a single reference. It is respectfully submitted that claim 1, as amended, recites elements clearly not disclosed or suggested by the Reinold, et al. patent. For example, the claims now recite a base station remote from said host PC. The claims also recite a remote control device, remote from said audio playback system, for controlling the base station. It is respectfully submitted that the Reinold, et al. patent does not disclose or suggest such devices. More particularly, even though the Reinold, et al. patent discloses a

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system discloses an "audio input interface [that] can receive the digital audio signal from a network such as via the internet or intranet," (Reinold, et al., col. 3, lines 37-39), the Reinold, et al. patent does not teach a remote control device that is remote from the audio playback system or a system that includes a base station and a receiver. Accordingly, there can be no anticipation. The Examiner is respectfully requested to reconsider and withdraw this rejection.

Respectfully submitted,

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